



Docket No.: 050395-0219

PATENT

DW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Customer Number: 20277
: :
Naoki NISHIYAMA : Confirmation Number: 4807
: :
Application No.: 10/633,588 : Group Art Unit: 2878
: : Allowed: October 16, 2007
Filed: August 05, 2003 : Examiner: John R. Lee
: :
For: OPTICAL RECEIVER AND METHOD FOR MANUFACTURING THE SAME

REQUEST FOR ACKNOWLEDGEMENT OF THE CITED ART

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

We are in receipt of the Notice of Allowance dated October 16, 2007.

In reviewing the file, it is noted that we have not received **complete** acknowledgement of the Information Disclosure Statement and cited art filed April 18, 2007. Specifically, the **Japanese Office Action with English translation issued in corresponding Japanese Patent Application No. 2002-227443, dated January 12, 2007** listed under **“Other Art”** is not initialed by the Examiner. Enclosed are copies of the Information Disclosure Statement, PTO-1449 and stamped return postcard acknowledgement. Also enclosed please find a copy of the partially initialed PTO-1449 received with the Office Action dated July 13, 2007.

Applicant hereby respectfully requests that:

- (1) the completely acknowledged PTO-1449 be furnished to Applicant; and
- (2) the record be clarified to confirm that the cited art has been considered and made of record.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Stephen A. Becker
Registration No. 26,527

600 13th Street, N.W.
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Phone: 202.756.8000 SAB:kh
Facsimile: 202.756.8087
Date: November 8, 2007

**Please recognize our Customer No. 20277
as our correspondence address.**



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In re Application of : Customer Number: 20277
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For: AN OPTICAL RECEIVER AND METHOD FOR MANUFACTURING THE SAME

INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the provisions of 37 C.F.R. 1.56, 1.97 and 1.98, the attention of the Patent and Trademark Office is hereby directed to the documents listed on the attached form PTO-1449. It is respectfully requested that the documents be expressly considered during the prosecution of this application, and that the documents be made of record therein and appear among the "References Cited" on any patent to issue therefrom.

This Information Disclosure Statement is being filed more than three months after the U.S. filing date AND after the mailing date of the first Office Action on the merits, but before the mailing date of a Final Rejection or Notice of Allowance.

In accordance with 37 CFR 1.17(p), please charge the fee of \$180.00 to Deposit Account No. 500417.

The references were cited in a corresponding Japanese Office Action and its relevance is discussed therein. A copy of the Japanese Office Action, together with an English language version thereof, is attached for the Examiner's information.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

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Date: April 18, 2007

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as our correspondence address.**

Applicant: Naoki NISHIYAMADocket No. 050395-0219Serial No. 10/633,588Title: AN OPTICAL RECEIVER AND METHOD FOR MANUFACTURING THE SAME

Patent No. _____

Date Served: 4/18/2007 Hand Carried Fax Electronic Cert. of Mailing 1st Class Mail Express Mail No. _____ Transmittal Letter New Patent App Utility Design Cont. 14/318 Other: _____pages of Specification
pages of Claims
pages of Abstract
pages of Formal/Informal Drawings Small Entity Large Entity Declaration/Power of Attorney Recordation of Assignment/Security Agreement Information Disclosure Statement1 Form PTO 14495 References attached Preliminary Amendment

Response to Missing Parts Notice

 Resp. to Notice to Correct App. Papers

Certified Copy of Priority Doc.

 Claim for Convention Priority Response/Amendment to Office Action of _____ Request for _____ month Extension of Time

Div. PCT RCE Prov
 Letter submitting _____ pages of drawings
 Req. for Approval of Drawing Amendments
 Req. for Oral Hearing
 Not. of Appeal Appeal Brief Reply Brief
 Rule 312 Amendment/Letter
 Req. for Acknowledgement of Cited Art
 Issue Fee
 Publication Fee
 Req. for Certificate of Correction
 Maintenance Fee for _____ years after grant
 Fee Address Indication Form _____
 Terminal Disclaimer
 Petition to Commissioner
 Status Inquiry
 Other Japanese Office Action

Check for	\$	<input checked="" type="checkbox"/> Charge Deposit Acct. 500417	\$ 180.00	Atty Init.	SAB	Tkpr. #	4233	Secy. or PL:	SDastmalchi
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CMS Descrip.: 10-180

THE PATENT AND TRADEMARK OFFICE DATE STAMPED HEREON IS ACKNOWLEDGEMENT THAT THE ITEMS, CHECKED ABOVE, WERE RECEIVED BY THE PTO ON THE DATE STAMPED.